

April 30, 1975

obligation that they be distributed to the County Law Libraries throughout the state. The cost of the bill, LB 267A, was \$120,000 and was vetoed by the Governor, basically, on the...according to his letter in the Journal on Page 1442, when the Governor stated that he did not feel that there was any need for these rules and regulations to be disseminated because anyone could write to the appropriate state agency and procure a copy. I have never before moved to override a gubernatorial veto and I have never before, to my knowledge, help Senator Duis. So it is a first for both of those events and the reason that I make this motion is because I think that this bill is of extreme importance and a vital necessity to the people of the state of Nebraska, that it be passed, and it is a minimal cost for the benefit to be derived. The problem here is that rules and regulations are the law of the state of Nebraska and there is a maxim in the law that the people are presumed to know the law. In the case of rules and regulations, which very severely govern the lives of a lot of Nebraskans in very many different transactions, in almost every transaction that they have with government, they are controlled by rules and regulations promulgated by state agencies and yet they have no way of knowing what those rules and regulations are. Very rarely would they know even where to get them, and even in my experience in attempting to procure rules and regulations from some state agencies, even as a state Senator and an attorney, I have found the task very difficult and sometimes impossible. The fact is, that the rules and regulations of various state agencies are in a tremendous mess and I don't personally believe that the horrible condition that rules and regulations are in will ever be corrected until there is broad knowledge and understanding of how bad a shape they are in and I think that the only way that you are ever going to do that is by having broad dissemination of the rules and regulations, access to the rules and regulations by the citizens of this state and there is absolutely no way that a person can conveniently understand his relationship to a state agency, whether it be the Department of Health, Welfare, whatever, if you are not in the city of Lincoln. It is a severe inconvenience. You have no access to the law. You have no way of knowing what the law is. You must go to the state agency. Very often you can be harrassed, persuaded, run around before you ever get an answer and certainly before you ever get a copy of the rule and regulation, which is appropriate, if, in fact, there even is one, which in very many cases, there is not when there should be. We have all experienced the chaotic situation with LB 403. One of the very glaring defects of the administration of LB 403, first of all, was the inadequacy, inefficiency of promulgating rules and regulations. Even if they had been promulgated, the school administrators in local school boards who were expected to administer LB 403 would not necessarily have copies of them, would not necessarily have readily availability of them and yet they are suppose to administer a program governed by these rules and regulations and they are expected to follow the rules and regulations and yet we have no system of disseminating these rules and regulations to the general populace. I think the